IN THE UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF TENNESSEE AT NASHVILLE

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) Case No. 3:21-cv-00686
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) JURY DEMAND
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PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

Plaintiff respectfully moves the Court for an Order granting summary judgment to Plaintiff pursuant to FRCP 56. In support of this motion, Plaintiff would show that all requirements for a *Roth* name-clearing hearing have been met. In support of this motion, Plaintiff submits the following exhibits:

- 1. Plaintiff's statement of undisputed material facts.
- 2. Excerpts from the deposition of Tim Jones.
- 3. Excerpts from the deposition of Lisa Piercey.
- 4. Excerpts from the deposition of Celia Goodson
- 5. Excerpts from the deposition of Michelle Fiscus.
- 6. Excerpts from the deposition of John Dunn.
- 7. Declaration of Michelle Fiscus (with Exhibits)
- 8. Exhibit 13 to Tim Jones deposition, email of June 29, 2021.

Respectfully submitted,

/s/ Christopher Smith

DAVID RANDOLPH SMITH & ASSOCIATES

Christopher Smith, BPR #034450 David Randolph Smith, BPR #011905 Dominick R. Smith, BPR #028783 W. Lyon Chadwick, Jr., BPR #029599 1913 21st Avenue South Nashville, Tennessee 37212 Phone: 615-742-1775

CERTIFICATE OF SERVICE

Fax: 615-742-1223

I certify that a copy of the foregoing was sent via the Court's ECF system to the following parties on December 2, 2022.

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/s/ Christopher Smith